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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

MAXIMILIAN KLEIN, et al., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

META PLATFORMS, INC.,

Defendant.

Case No. 3:20-cv-08570-JD

Hon. James Donato

**DECLARATION OF YAVAR BATHAE
IN SUPPORT OF ADVERTISER
PLAINTIFFS' OPPOSITION TO
DEFENDANT META PLATFORMS,
INC.'S MOTION TO EXCLUDE
TESTIMONY OF JOSHUA GANS**

Hearing Date: December 14, 2023

Hearing Time: 10:00 a.m.

Courtroom 11, 19th Floor

1 I, Yavar Bathaee, declare and state as follows:

2 1. I am an attorney licensed in the State of California and admitted to the United States
3 District Court for the Northern District of California. I am an attorney at Bathaee Dunne LLP. I am
4 Interim Co-Lead Counsel for the Advertiser Plaintiffs in the above-captioned case.

5 2. This declaration is made in support of Advertiser Plaintiffs' Opposition to Meta's
6 Motion to Exclude Testimony of Joshua Gans, Dkt. No. 644.

7 3. The contents of this declaration are based on my personal knowledge, including my
8 personal knowledge of the documents cited herein. The facts set forth herein are within my personal
9 knowledge and, if called as a witness, I could and would competently testify to them.

10 4. Attached hereto as ***Exhibit 1*** is a true and correct copy of Advertiser Plaintiffs'
11 Expert Report of Joshua S. Gans with Appendices, dated July 7, 2023.

12 5. Attached hereto as ***Exhibit 2*** is a true and correct copy of Advertiser Plaintiffs'
13 Expert Reply Report of Joshua S. Gans with Appendix A, dated September 1, 2023.

14 6. Attached hereto as ***Exhibit 3*** is a true and correct copy of excerpts from the transcript
15 of the September 26, 2023, deposition of Dr. Joshua Gans.

16 I declare under penalty of perjury of the laws of the United States of America that the
17 foregoing is true and correct.

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19 Executed on this 13th day of October, 2023, in New York, New York.

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21 By: /s/ Yavar Bathaee
22 Yavar Bathaee
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